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PTO/SB/05 (08-03) Approved for use through 07/31/2006. OMB 0651-0032

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

APPLICATION ELEMENTS

Fee Transmittal Form (e.g., PTO/SB/17)

Applicant claims small entity status.

(preferred arrangement set forth below) - Descriptive title of the invention

 Cross Reference to Related Applications - Statement Regarding Fed sponsored R & D

- Reference to sequence listing, a table, or a computer program listing appendix

4. Drawing(s) (35 U.S.C. 113) [Total Sheets

b. Copy from a prior application (37 CFR 1.63(d))

DELETION OF INVENTOR(S)

Application Data Sheet. See 37 CFR 1.76

Signed statement attached deleting inventor(s)

Divisional

Examiner

05369

name in the prior application, see 37 CFR

a. Newly executed (original or copy)

1.63(d)(2) and 1.33(b).

- Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed)

Detailed Description

- Abstract of the Disclosure

- Claim(s)

5. Oath or Declaration

Continuation

Prior application information:

Customer Number:

Rudolph J. Buchel, Jr.

Redolph J. Buchel, Jr.

JONES DAY

Dallas

U.S.

P. O. Box 660623

~

Name

City

Address

Country

Signature

Name (Print/Type)

See 37 CFR 1.27.

Specification

(Submit an original and a duplicate for fee processing)

[Total Pages

[Total Sheets

Non-intrusive Da	ata Transmission Network for
First Inventor	Steven Johnson
Attorney Docket No.	840468-605001
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EL 947784835US

Üse in an Title Enterprise Facility and Method for Implementing

Mail Stop Patent Application **Commissioner for Patents** ADDRESS TO: P.O. Box 1450 See MPEP chapter 600 concerning utility patent application contents. Alexandria VA 22313-1450 CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) Computer Readable Form (CRF) Specification Sequence Listing on: b. CD-ROM or CD-R (2 copies); or Paper Statements verifying identity of above copies ACCOMPANYING APPLICATION PARTS 9. **L** Assignment Papers (cover sheet & document(s)) 10. **[** 37 CFR 3.73(b) Statement Power of (when there is an assignee) Attorney English Translation Document (if applicable) 11. Information Disclosure Copies of IDS Statement (IDS)/PTO-1449 Citations 13. l **Preliminary Amendment** (for continuation/divisional with Box 18 completed) Return Receipt Postcard (MPEP 503) (Should be specifically itemized) Certified Copy of Priority Document(s) (if foreign priority is claimed) Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. Other: 18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76: Continuation-in-part (CIP) of prior application No.: Art Unit: For CONTINUATION OF DIVISIONAL APPS only; The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. E The incorporation can only be relied upon when a portion has been Inadvertently omitted from the submitted application parts. 19. CORRESPONDENCE ADDRESS Correspondence address below Zip Code State TX 75266-0623 Telephone 214-969-2990 Fax 214-969-5100

43,448

Date

Dec. 12, 2003

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Registration No. (Attorney/Agent)

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NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)

First Named Inventor

Steven Johnson

Non-intrusive Data Transmission Network f r Use in an Enterprise Facility and Method for Implementing

Attorney Docket Number 840468-605001

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

December 12, 2003

Date

Signature

Rudolph J. Buchel, Jr.

Telephone number

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonm** nt of this application (35 U.S.C. 122(b)(2)(B)(iii)).

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.